

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

<b>BERKSHIRE LIFE INSURANCE COMPANY OF AMERICA,</b>	)	<b>Case No. 2:12-cv-648</b>
	)	
<b>Plaintiff,</b>	)	<b>Judge Marbley</b>
	)	
<b>v.</b>	)	<b>Magistrate Judge Kemp</b>
	)	
<b>PAULA A. HABIB, MD,</b>	)	<b>STIPULATION</b>
	)	
<b>Defendant.</b>	)	

Plaintiff, BERKSHIRE LIFE INSURANCE COMPANY OF AMERICA, by its attorneys, Ryan P. Sherman, Porter, Wright, Morris & Arthur LLP, Donald A. Murday and Craig M. Bargher of Chittenden, Murday & Novotny LLC, and Defendant, PAULA A. HABIB, MD, *pro se*, pursuant to settlement and agreement of the parties, hereby stipulate to the dismissal of the litigation, bearing Cause No.: 2:12-cv-648, in its entirety and with prejudice, in accordance with the Agreed Order tendered herewith.

**BERKSHIRE LIFE INSURANCE COMPANY    PAULA A. HABIB, MD  
OF AMERICA**

By: /s/ Ryan P. Sherman (with permission)  
by /s/ Craig M. Bargher  
One of Its Attorneys



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**CERTIFICATE OF SERVICE**

It is hereby certified that that foregoing has been filed via the electronic filing system on January 18, 2013. Notice of filing will be performed by the Court's electronic filing system, and Parties may access the document through the electronic filing system. The undersigned also hereby certifies that a true and correct copy of the foregoing was served upon:

Paula A. Habib, MD  
1365 Boylston Street  
Boston, Massachusetts 02215-3919

by enclosing true and correct copies thereof in a duly addressed, postage prepaid envelope and depositing same in the U.S. Mail chute at 303 W. Madison Street, Chicago, Illinois, on or before the hour of 5:00 p.m. this **18th** day of **January, 2013**.

/s/ Ryan P. Sherman (with permission)  
by /s/ Craig M. Bargher  
Ryan P. Sherman  
Craig M. Bargher